

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

29 GREENWOOD, LLC,

Plaintiff,

v.

MAYOR RUTHANNE FULLER, DOUG
CORNELIUS, PETER DIMOND, KATY
HAX HOLMES, JOHN LOJEK, ANTHONY
CICCARIELLO, NEWTON HISTORICAL
COMMISSION, and CITY OF NEWTON,

Defendants.

Civil Action No.
23-10800-FDS

ORDER ON *PULLMAN* ABSTENTION

SAYLOR, C.J.

On February 4, 2025, the United States Court of Appeals for the First Circuit rendered its decision on plaintiff's appeal of the Court's grant of defendant's motion to dismiss. The First Circuit vacated the Court's dismissal and remanded with instructions to enter a stay under *R.R. Comm'n v. Pullman Co.*, 312 U.S. 496 (1941).

In accordance with the decision of the Court of Appeals, the Court hereby STAYS the case pending a ruling by the Massachusetts state courts on the Commission's actions under state law.

So Ordered.

/s/ F. Dennis Saylor IV

F. Dennis Saylor IV

Chief Judge, United States District Court

Dated: April 1, 2025